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Attorneys for X Corp., successor in interest to named defendant Twitter, Inc.

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

11 RICHARD JACKSON, JULIE  
12 BRIGGS, and GREGG  
13 BUCHWALTER, Individually And On  
Behalf Of All Others Similarly Situated,  
Plaintiffs,

vs.  
TWITTER, INC., a Delaware corporation; GOOGLE, LLC, a limited liability company; ALPHABET, INC., a Delaware corporation; META PLATFORMS, INC., a corporation doing business as “META” and “FACEBOOK, INC.”; INSTAGRAM, INC., a Delaware corporation; AMAZON INC., a Delaware corporation; YOUTUBE INC., a Delaware corporation; APPLE, INC., a Delaware corporation; AMERICAN FEDERATION OF TEACHERS; NATIONAL EDUCATION ASSOCIATION; NATIONAL SCHOOL BOARD ASSOCIATION; DNC SERVICES CORPORATION, a corporation doing business nationwide as, “THE DEMOCRATIC NATIONAL COMMITTEE” OR “DNC,”  
Defendants.

CASE NO. 2:22-cv-09438-AB (MAA)

**JOINT STIPULATION  
REGARDING FILING OF FIRST  
AMENDED COMPLAINT AND  
CONTINUING SCHEDULING  
CONFERENCE**

[Filed Concurrently with Declaration of  
Tanya L. Greene and [Proposed]  
Order]

Complaint Filed: December 29, 2022

## **JOINT STIPULATION**

Plaintiffs Richard Jackson, Julie Briggs, and Gregg Buchwalter (collectively, “Plaintiffs”) and Defendants X Corp., successor in interest to named defendant Twitter, Inc. (“Twitter”), Meta Platforms, Inc., Instagram LLC,<sup>1</sup> Google LLC, Alphabet, Inc., YouTube LLC,<sup>2</sup> Amazon.com, Inc.,<sup>3</sup> Apple Inc., American Federation of Teachers, National Education Association, National School Boards Association, and the DNC Services Corporation (collectively, “Defendants”) (together with Plaintiffs, the “Parties”) by and through their respective counsel of record, hereby agree and stipulate as follows:

## RECITALS

11 WHEREAS, Plaintiffs filed their initial Complaint on December 29, 2022  
12 (ECF No. 1);

13 WHEREAS, Apple Inc. filed a Motion to Dismiss the Complaint on April  
14 11, 2023 (ECF No. 34);

15 WHEREAS, American Federation of Teachers and National Education  
16 Association filed a Motion to Dismiss the Complaint on April 21, 2023 (ECF No.  
17 41);

18 WHEREAS, National School Boards Association, DNC Services  
19 Corporation, Amazon, Inc., Instagram LLC, Meta Platforms, Inc., Google LLC,  
20 Alphabet, Inc., YouTube LLC, and Twitter filed Motions to Dismiss the Complaint  
21 on April 26, 2023 (ECF Nos. 48, 51, 53, and 56);

<sup>26</sup> <sup>1</sup> Instagram LLC is incorrectly identified in the complaint as Instagram, Inc.

<sup>27</sup> YouTube LLC is incorrectly identified in the complaint as Youtube, Inc.

<sup>28</sup> <sup>3</sup> Amazon.com, Inc. is incorrectly identified in the Complaint as Amazon, Inc.

1        WHEREAS, Twitter filed a Motion to Strike Class Action Claims and  
2 Allegations on April 26, 2023 (ECF. No. 55)<sup>4</sup>;

3        WHEREAS, Defendants' Motions are set to be heard on June 9, 2023 (ECF  
4 Nos. 34, 41, 48, 51, 53, 55, and 56) ("Motions Hearing");

5        WHEREAS, the Scheduling Conference is currently set for June 30, 2023  
6 (ECF No. 58);

7        WHEREAS, following the filings of Defendants' Motions, Plaintiffs'  
8 counsel has advised that Plaintiffs intend to file a First Amended Complaint  
9 pursuant to Federal Rule of Civil Procedure 15(a)(1);

10      WHEREAS, the Parties have conferred and agree that Plaintiffs may have  
11 up to May 24, 2023 to file a First Amended Complaint;

12      WHEREAS, the Parties have further conferred and agreed that to promote  
13 efficiency given the anticipated First Amended Complaint and Defendants'  
14 potential renewed motions in response thereto that, subject to the Court's approval,  
15 the Scheduling Conference set for June 30, 2023 should be vacated and  
16 rescheduled to a date after any renewed motion to dismiss and/or motion to strike  
17 briefing is complete;

18      WHEREAS, "[a] request to continue the scheduling conference will be  
19 granted only for good cause." Order Setting Scheduling Conference at 5, ECF No.  
20 35;

21      WHEREAS, there is good cause for the continuance of Plaintiffs' deadline  
22 to file a First Amended Complaint and the Scheduling Conference because the  
23 continuances will promote efficiency and conservation of judicial resources;

24      WHEREAS, no party will be prejudiced by the continuances;

25      WHEREAS, the continuances will not impact any other deadlines in the case.

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27      <sup>4</sup> Defendants' Motions to Dismiss and Motion to Strike discussed herein are  
28 collectively referred to as Defendants' Motions.

## STIPULATION

Based on the above and for good cause, the Parties by and through their counsel stipulate as follows:

1. Plaintiffs shall file their First Amended Complaint on or before May 24, 2023;
  2. Defendants shall have at least 21 days to respond to the First Amended Complaint by answer, motion to dismiss, or as otherwise permitted by the Federal and/or Local Rules; and
  3. The Motions Hearing set for June 9, 2023 and the Scheduling Conference set for June 30, 2023 shall be vacated and the Motions Hearing rescheduled to a date set by Defendants with the Court at the time of filing of any renewed motions and the Scheduling Conference shall be rescheduled to a date after any renewed motion to dismiss briefing is complete regarding the First Amended Complaint.

## **IT IS SO STIPULATED.**

Dated: May 11, 2023

MCGUIREWOODS LLP

By /s/ Tanya L. Greene  
TANYA L. GREENE  
JONATHAN Y. ELLIS

Attorneys for X Corp., successor in  
interest to named defendant  
**TWITTER, INC.**

1 Dated: May 11, 2023

KEKER, VAN NEST &  
PETERS LLP

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Bv /s/ Paven Malhotra

PAVEN MALHOTRA  
MATAN SHACHAM

Attorneys for Defendants  
META PLATFORMS, INC. AND  
INSTAGRAM LLC

8

Dated: May 11, 2023

WILSON SONSINI GOODRICH  
& ROSATI, P.C.

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Bv /s/ Amit O. Gressel

BRIAN M. WILLEN (*pro hac vice*  
*forthcoming*)  
AMIT Q. GRESSEL  
ARIEL C. GREEN ANABA

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Attorneys for Defendants  
GOOGLE LLC, ALPHABET,  
INC., AND YOUTUBE LLC

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Dated: May 11, 2023

DAVIS WRIGHT  
TREMAINE LLP

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By

/s/ Scott R. Commerson  
SCOTT R. COMMERSON

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Attorneys for Defendant  
AMAZON.COM, INC.

1 Dated: May 11, 2023

JENNER & BLOCK LLP

2  
3 By /s/ David R. Singer  
4 DAVID R. SINGER  
5 PRECIOUS S. JACOBS-PERRY  
6 GREGORY D. WASHINGTON

7  
8 Attorneys for Defendant  
9 APPLE INC.

10 Dated: May 11, 2023

11 KAUFMAN LEGAL  
12 GROUP, APC

13 By /s/ Stephen J. Kaufman  
14 STEPHEN J. KAUFMAN  
15 GARY WINUK  
16 Attorneys for Defendant  
17 DNC SERVICES CORPORATION

18 Dated: May 11, 2023

19 ROTHNER, SEGALL &  
20 GREENSTONE

21 By /s/ Glenn Rothner  
22 GLENN ROTHNER  
23 ELI NADURIS-WEISSMAN

24 Attorneys for Defendants  
25 AMERICAN FEDERATION OF  
26 TEACHERS AND NATIONAL  
27 EDUCATION ASSOCIATION

1 Dated: May 11, 2023

WILSON ELSER MOSKOWITZ  
EDELMAN & DICKER LLP

2 By

/s/ Ian A. Stewart  
IAN A. STEWART  
ADAM E. WAYNE

5 Attorneys for Defendant  
6 NATIONAL SCHOOL BOARDS  
7 ASSOCIATION

8 Dated: May 11, 2023

9 LAW OFFICES OF MICHAEL E.  
10 REZNICK

11 By

/s/ Michael E. Reznick  
MICHAEL E. REZNICK

12 Attorneys for Plaintiffs RICHARD  
13 JACKSON, JULIE BRIGGS, and  
14 GREGG BUCHWALTER

## **ATTESTATION**

2        The undersigned hereby attests that all signatories listed above, and on  
3 whose behalf this Stipulation is submitted, concur in and have authorized the filing  
4 of this Stipulation. (*L.R. 5-4.3.4*).

/s/ Tanya L. Greene

Tanya L. Greene

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## ATTESTATION

## CERTIFICATE OF SERVICE

I hereby certify that on May 11, 2023, the foregoing JOINT STIPULATION REGARDING FILING OF FIRST AMENDED COMPLAINT AND CONTINUING SCHEDULING CONFERENCE was filed electronically in the Court's Electronic Case Filing system ("ECF"); thereby upon completion the ECF system automatically generated a Notice of Electronic Filing ("NEF") as service through CM/ECF to registered e-mail addresses of parties of record in the case.

/s/ Tanya L. Greene

Tanya L. Greene